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<b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b>				Docket No. <b>2304.001</b>	
Applicant(s): <b>Herbert C. Hilicus, Sr.</b>					
Application No. <b>10/706,579</b>	Filing Date <b>11/12/2003</b>	Examiner <b>Alvin J. Grant</b>	Customer No. <b>23405</b>	Group Art Unit <b>3723</b>	Confirmation No. <b>6666</b>

**INVENTION APPARATUS AND METHODS FOR TEXTURIZING TREAD SURFACES OF TIRES**

**COMMISSIONER FOR PATENTS:**

Transmitted herewith is an amendment in the above-identified application.

☒ Applicant claims small entity status. See 37 CFR 1.27

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	34 -	34 =	0	x \$25.00	\$0.00
INDEP. CLAIMS	7 -	7 =	0	x \$100.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>

☒ No additional fee is required for amendment.

☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_

☐ A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.

☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **08-1935**

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☐ Any patent application processing fees under 37 CFR 1.17.

☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

*David A. Pascarella*  
\_\_\_\_\_  
Signature

Dated: **May 16, 2006**

<p><b>DAVID A. PASCARELLA</b> Attorney for Applicant Registration No.: 36,632 <b>HESLIN ROTHENBERG FARLEY &amp; MESITI P.C.</b> 5 Columbia Circle Albany, New York 12203 Telephone: (518) 452-5600 Facsimile: (518) 452-5579</p>	<p>I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <b>May 16, 2006</b> (Date)</p> <p style="text-align: center;"><i>David A. Pascarella</i> _____ Signature of Person Mailing Correspondence</p> <p style="text-align: center;"><b>DAVID A. PASCARELLA</b> _____ Typed or Printed Name of Person Mailing Correspondence</p>
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CC:



2304.001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Herbert C. Hilicus, Sr.  
Serial No: 10/706,579 Examiner: Alvin J. Grant  
Filed: November 12, 2003 Group Art Unit: 3723  
Title: APPARATUS AND METHODS FOR TEXTURIZING TREAD  
SURFACES OF TIRES

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 16, 2006.

David A. Pascarella  
Attorney for Applicant  
Reg. No. 36,632

Date of Signature: May 16, 2006

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO THE THIRD OFFICE ACTION

Dear Sir:

This paper is filed in response to the second Office Action mailed on February 28, 2006, in connection with the above-identified U.S. patent application. The three-month period for response expires on May 28, 2006. Accordingly, this response is timely filed.